

DECLARATION AND POWER OF ATTORNEY

REGULAR OR DESIGN APPLICATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

SYSTEM FOR INDICATING THE POSITION OF A SURGICAL PROBE WITHIN A HEAD ON AN IMAGE OF THE HEAD

the specification of which:

(check one)

☒ [X] is attached hereto

☐ [] was filed on _____ as Application Serial No. _____, and was amended on _____.

ACKNOWLEDGEMENT OF REVIEW OF PAPERS AND DUTY OF CANDOR

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations §1.56.

PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION

Priority Claimed

| | | | | |
|-----------------------------|-----------------------------|-----------------------------|-------------|------------|
| <u>PCT/US91/07755</u> | <u>PCT</u> | <u>17 October 1991</u> | <u>[XX]</u> | <u>[]</u> |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| <u> </u> | <u> </u> | <u> </u> | <u>[]</u> | <u>[]</u> |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |
| <u> </u> | <u> </u> | <u> </u> | <u>[]</u> | <u>[]</u> |
| (Number) | (Country) | (Day/Month/Year Filed) | Yes | No |

ALL FOREIGN APPLICATION(S), IF ANY FILED MORE THAN 12 MONTHS
(6 MONTHS FOR DESIGN) PRIOR TO SAID APPLICATION

| | | |
|-----------------------------|-----------------------------|-----------------------------|
| <u> </u> | <u> </u> | <u> </u> |
| (Number) | (Country) | (Day/Month/Year Filed) |

CLAIM FOR BENEFIT OF EARLIER U.S. APPLICATION(S) UNDER 35 U.S.C. 120

(complete this part only if this is a divisional,
continuation or CIP application)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

| | | |
|-------------------|------------------------|--|
| <u>07/600,753</u> | <u>19 October 1990</u> | <u>Abandoned</u> |
| (Serial No.) | (Filing Date) | (Status: patented, pending, abandoned) |
| <u>07/858,980</u> | <u>15 May 1992</u> | <u>Pending</u> |
| (Serial No.) | (Filing Date) | (Status: patented, pending, abandoned) |
| <u>07/909,097</u> | <u>2 July 1992</u> | <u>Pending</u> |
| (Serial No.) | (Filing Date) | (Status: patented, pending, abandoned) |

POWER OF ATTORNEY

I hereby appoint the following attorneys to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith.

Stuart N. Senniger (16,184); Irving Powers (15,700); Donald G. Leavitt (17,626); John K. Roedel, Jr. (25,914); Michael E. Godar (28,416); Edward J. Hejlek (31,525); William E. Lahey (26,757); Richard G. Heywood (18,224); Frank R. Agovino (27,416); John E. Maurer (19,380); Alan H. Norman (32,285); Kurt F. James (33,716); G. Harley Blosser (33,650); Paul I. J. Fleischut (35,513); Keith F. Noe (34,686); Vincent M. Keil (36,838); Robert M. Evans, Jr. (36,794); and Robert M. Bain (36,736).

Send Correspondence To:

Direct Telephone Calls To:

SENNIGER, POWERS, LEAVITT & ROEDEL
One Metropolitan Square, 16th Floor
St. Louis, Missouri 63102

Frank R. Agovino
(314) 231-5400

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Richard D. Bucholz

Inventor's signature

Date

6/21/93

Residence #3 Kingsbury Place, St. Louis, MO 63112 Citizenship U.S.A.

Post Office address 3635 Vista Avenue at Grand Boulevard
St. Louis, Missouri 63110-0250

Full name of second joint inventor _____

Second inventor's signature _____

Date _____

Residence _____

Citizenship _____

Post Office address _____